

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ENIGMA SOFTWARE GROUP USA, LLC,	:
	:
Plaintiff,	:
	:
-against-	:
	:
BLEEPING COMPUTER LLC and	:
DOES 1-10,	:
	:
Defendants.	:
	:
-----X	

**NOTICE OF SETTLEMENT AGREEMENT IN PRINCIPLE AND REQUEST TO  
TEMPORARILY SUSPEND LITIGATION ACTIVITIES**

Pursuant to the Parties’ general obligations to the Court, Plaintiff Enigma Software Group USA, LLC and Defendant Bleeping Computer LLC (collectively, the “Parties”) hereby provide notice to the Court that they have reached an agreement in principle to settle this matter that is reflected in a confidential term sheet executed by both Parties. The Parties are working diligently to draft a full settlement agreement, which the Parties have agreed in the term sheet to prepare and execute within fourteen (14) days. Upon its execution, the Parties shall file a stipulated dismissal of the action.

The Parties jointly request a brief suspension of litigation activities, to last no longer than fourteen (14) days, so that the Parties can finalize the settlement or, in the alternative, remove this action from the Court’s active caseload, subject to either Party’s right to reopen the action if settlement is not consummated. A court has the inherent authority to control its docket, which includes the power to stay proceedings. *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936). Here,

good cause exists to grant the requested suspension so the Parties may fully execute a settlement, thereby saving time, costs and judicial resources.

The undersigned attests that all other signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized this filing.

Dated: February 2, 2017

Respectfully submitted:

/s/ Terry Budd

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*Attorneys for Defendant Bleeping Computer  
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served this 2nd day of February, 2017, to all Parties through the Court's CM/ECF service. I further hereby certify that a copy of the foregoing has been served this 2nd day of February, 2017, by electronic mail, to:

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/s/ Terry Budd

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